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Message Text

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ORIGIN ERDA-07

INFO OCT-01 ISO-00 OES-06 EA-07 PM-04 ACDA-07 L-03 IO-13
ERDE-00 CIAE-00 INR-07 NSAE-00 NSC-05 EB-08 NRC-05
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USERDA:AIA:GFHELFRICH
EA/K: F MISCH
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IO/SCT:TREVITHICK
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----------011226 076638 /17
R 281802Z FEB 77
FM SECSTATE WASHDC
TO AMEMBASSY SEOUL
INFO USMISSION IAEA VIENNA

C O N F I D E N T I A L STATE 043884

E.O. 11652: GDS

TAGS: IAEA, TECH, PARM, MS

SUBJECT: IAEA - ROK SUSPENSION PROTOCOL, OPERATIVE PARA-
GRAPH 2 ADDITION

REF: A) SEOUL 0509; B) 76 STATE 235767; C) 76 STATE 8950

1. WITH REFERENCE TO KOREAN CONCERN THAT REQUEST FOR
INCORPORATION OF PROPOSED STATEMENT COULD BE REGARDED AS
DISCRIMINATORY (REF. A, PARAS, 2 AND 4), SHOULD BE NOTED
THAT U.S. POLICY OF REQUIRING SUCH A STATEMENT WITH RESPECT
TO SUSPENSION PROTOCOLS WAS DECIDED ON AT END OF 1975,
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IN LIGHT OF HEIGHTENED NON-PROLIFERATION CONCERNS IN RECENT
YEARS. (SEE REF. B, ESPECIALLY PARA. 4.) PROTOCOLS CITED
BY KOREANS (REF. A, PARA. 2) WERE SIGNED EARLIER, AUSTRALIAN
IN JULY 1974, SWEDISH IN APRIL 1975. REQUEST FOR
INCLUSION OF THE STATEMENT FOR THE FIRST TIME IN THE
KOREAN PROTOCOL DOES NOT REPEAT NOT IN ANY SENSE MEAN
THAT KOREA IS SINGLED OUT, BUT RESULTS ONLY FROM THE

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FACT THAT THIS SUSPENSION PROTOCOL WILL BE THE FIRST TO
BE SIGNED BY U.S. SINCE ADOPTION OF THIS POLICY.

2. DECISION TO ADOPT THIS POLICY WITH RESPECT TO
PROTOCOLS SUSPENDING STA'S FOLLOWED AN EARLIER U.S.

DECISION TO ADOPT COMPARABLE POLICY IN REGARD TO ANY NEW
AGREEMENTS FOR COOPERATION OR AMENDMENTS. AS AN
INSTANCE OF IMPLEMENTATION OF THE POLICY IN REGARD TO
AGREEMENTS FOR COOPERATION, EMBASSY MAY CITE LATEST
AMENDMENT TO 1955 RESEARCH-TYPE AGREEMENT FOR COOPERATION
BETWEEN U.S. AND ISRAEL. THIS AMENDMENT WAS SIGNED
JANUARY 1975. AT THAT TIME, THE U.S. AND ISRAEL PLACED
ON RECORD THEIR LONG-HELD UNDERSTANDING THAT NO MATERIALS
OR EQUIPMENT SUBJECT TO THE AGREEMENT OR PRODUCED THROUGH
THE USE OF SUCH ITEMS COULD BE USED FOR ANY NUCLEAR
EXPLOSIVE DEVICE, OR FOR RESEARCH ON OR DEVELOPMENT OF
ANY SUCH DEVICE REGARDLESS OF HOW THE DEVICE ITSELF WAS
INTENDED TO BE USED. NO NEW AGREEMENTS FOR COOPERATION
OR AMENDMENTS HAVE BEEN CONCLUDED SINCE THE 1975 ISRAELI
AMENDMENT. HOWEVER, THE U.S. WILL FOLLOW THIS POLICY IN
REGARD TO ANY SUCH NEW AGREEMENTS OR AMENDMENTS.

3. SHOULD ALSO BE NOTED THAT SAFEGUARDS AGREEMENTS APPRO-
VED BY IAEA BOARD OF GOVERNORS DURING PAST YEAR, PRO-
VIDING FOR SAFEGUARDS ON MATERIALS, EQUIPMENT AND TECH-
NOLOGY TRANSFERRED BETWEEN PARTICULAR MEMBER STATES, HAVE
INCLUDED EXPRESS UNDERTAKINGS NOT MERELY AGAINST USE FOR
NUCLEAR WEAPONS OR ANY OTHER MILITARY PURPOSE, BUT ALSO
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AGAINST USE FOR ANY OTHER NUCLEAR EXPLOSIVE DEVICE.
FURTHERMORE, IT IS U.S. UNDERSTANDING THAT IAEA INTENDS
TO INCLUDE SIMILAR UNDERTAKINGS IN ALL FUTURE PROJECT
AGREEMENTS PROVIDING FOR SAFEGUARDS ON MATERIALS AND
EQUIPMENT SUPPLIED WITH AGENCY ASSISTANCE.

4. EMBASSY REQUESTED DISCUSS FURTHER WITH KOREANS,
EMPHASIZING FOREGOING POINTS, AND ADVISE. IF ROK PREFERS
A BILATERAL EXCHANGE OF NOTES CONFIRMING UNDERSTANDING
AS SPECIFIED REF. C, PARA. 1.B (NOTE SLIGHT LANGUAGE
DIFFERENCES FROM TEXT INDICATED IN REF. A, PARA. 1),
U.S. IS PREPARED TO ACCEPT THAT ARRANGEMENT, WITH
EXCHANGE TAKING PLACE AT TIME PROTOCOL IS SIGNED.
HOWEVER, INCORPORATING THE STATEMENT IN THE PROTOCOL
ITSELF WOULD SEEM SIMPLER.
VANCE

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Message Attributes

Automatic Decaptioning: X
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Disposition Approved on Date:
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